IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 22ND JUNE 2007 / 1ST ASHADHA 1929

WP(C).No. 15928 of 2005(U)

PETITIONER:

GANGADHARAN, AGED 35 YEARS,
S/O.VELAYUDEN, MANIYERI HOUSE,
PANNIYOOR, KANHIRANGAD, THALIPARAMBA,
KANNUR DIST., WORKING AT KRISHI BHAVAN,
CHAPPARAPADAVU, KANNUR.

BY ADV. SRI.PROMY KAPRAKKATT
SRI.SUNIL NAIR PALAKKAT
SRI.K.N.ABHILASH

RESPONDENTS:

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1. M/S.MAHARASHTRA APEX CORPORATION,
REGD OFFICE: SYNDICATE HOUSE,
MANIPAL, UDUPI DISTRICT, KARNATAKA STATE.

2. THE AGRICULTURE OFFICER,
KRISHI BHAVAN, CHAPPARAPADAVU (POST),
KANNUR.

3. P.P.PREMARAJAN,
S/O.KUNHIRAMAN, PUTHIYAPURAYIL HOUSE,
PANNIYOOR, THALIPARAMBA, KANNUR DIST.

4. P.MANOJ, S/O.KONHAMBU,
POLA HOUSE, KARKEEL, THALIPARAMBA,
KANNUR DIST.
[R2, R3 & R4 DELETED FROM PARTY ARRAY AS PER ORDER DT.9.1.06]

BY ADV. SRI.S.R.DAYANANDA PRABHU
SRI.K.S.RAJESH

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/06/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC : 15928 OF 2005

APPENDIX

PETITIONER'S EXHIBITS :

EXT.P1 : TRUE COPY OF THE NOTICE 03.05.05.

PIUS C. KURIAKOSE, J.

W.P.(C) No.15928 OF 2007

Dated this the 22nd day of June, 2007

JUDGMENT

Mr.S.R.D.Prabhu, learned counsel for the respondents submits that the petitioner has not complied with the condition imposed by this Court on 09.01.06 that the petitioner shall pay a sum of Rs.10,000/- towards the decree debt within one month. He invited my attention to the judgment of the Division Bench of this Court in **U.B.C. v. Govarthanam** [2005(2) KLT 461], wherein it has been held that a writ petition for quashing proceedings of a Subordinate court, which is under the supervision of another High Court will be highly improper. Following the judgment of the Division Bench in UBC's case, I dismiss this writ petition permitting the petitioner to move the appropriate High Court seeking appropriate reliefs.

PIUS C. KURIAKOSE, JUDGE

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